

SUPREME COURT: COUNTY OF NASSAU  
STATE OF NEW YORK

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THE PEOPLE OF THE STATE OF NEW YORK

-against-

MIGUEL CUTIGNOLA,

Defendant

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THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment, accuses the defendant of the crime of CRIMINAL SEXUAL ACT IN THE THIRD DEGREE, in violation of Section 130.40 Subdivision 1 of the Penal Law of the State of New York committed as follows:

The defendant, MIGUEL CUTIGNOLA, between on or about the 2nd day of July, 2017, to on or about the 3rd day of July, 2017, in the County of Nassau, State of New York, engage in oral sexual conduct or anal sexual conduct with a person who was incapable of consent by reason of some factor other than being less than seventeen years old, to wit: the Defendant did engage in oral sexual conduct with John Doe, who was committed to or placed with the office of children and family services and in residential care, and the defendant was an employee, not married to John Doe, who did know or reasonably should have known that such person was committed to or placed with the office of children and family services and was in residential care.

SECOND COUNT

AND THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment, further accuses the defendant of the crime of CRIMINAL SEXUAL ACT IN THE THIRD DEGREE, in violation of Section 130.40 Subdivision 1 of the Penal Law of the State of New York committed as follows:

The defendant, MIGUEL CUTIGNOLA, between on or about the 2nd day of July, 2017, to on or about the 3rd day of July, 2017, in the County of Nassau, State of New York, engage in oral sexual conduct or anal sexual conduct with a person who was incapable of consent by reason of some factor other than being less than seventeen years old, to wit: the defendant did engage in anal sexual conduct with John Doe, who was committed to or placed with the office of children and family services and in residential care, and the Defendant was an employee, not married to John Doe, who did know or reasonably should have known that such person was committed to or placed with the office of children and family services and was in residential care.

THIRD COUNT

AND THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment, further accuses the defendant of the crime of CRIMINAL SEXUAL ACT IN THE THIRD DEGREE, in violation of Section 130.40 Subdivision 2 of the Penal Law of the State of New York committed as follows:

The defendant, MIGUEL CUTIGNOLA, between on or about the 2nd day of July, 2017, to on or about the 3rd day of July, 2017, in the County of Nassau, State of New York, being twenty-one years old or more, did engage in oral sexual conduct or anal sexual conduct with

another person, a person less than seventeen years old, to wit: oral sexual conduct with John Doe, who is less than seventeen years old.

#### FOURTH COUNT

AND THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment, further accuses the defendant of the crime of CRIMINAL SEXUAL ACT IN THE THIRD DEGREE, in violation of Section 130.40 Subdivision 2 of the Penal Law of the State of New York committed as follows:

The defendant, MIGUEL CUTIGNOLA, between on or about the 2nd day of July, 2017, to on or about the 3rd day of July, 2017, in the County of Nassau, State of New York, being twenty-one years old or more, did engage in oral sexual conduct or anal sexual conduct with another person, a person less than seventeen years old, to wit: anal sexual conduct with John Doe, who is less than seventeen years old.

#### FIFTH COUNT

AND THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment, further accuses the defendant of the crime of ENDANGERING THE WELFARE OF A CHILD, in violation of Section 260.10 Subdivision 1 of the Penal Law of the State of New York committed as follows:

The defendant, MIGUEL CUTIGNOLA, between on or about the 2nd day of July, 2017, to on or about the 3rd day of July, 2017, in the County of Nassau, State of New York, did knowingly act in a manner likely to be injurious to the physical, mental or moral welfare of a child less than seventeen years old or directed or authorized such child to engage in an occupation involving a substantial risk of danger to life or health, to wit: John Doe.

#### SIXTH COUNT

AND THE GRAND JURY OF THE COUNTY OF NASSAU, by this indictment, further accuses the defendant of the crime of ENDANGERING THE WELFARE OF A CHILD, in violation of Section 260.10 Subdivision 1 of the Penal Law of the State of New York committed as follows:

The defendant, MIGUEL CUTIGNOLA, between on or about the 1st day of June, 2017, to on or about the 30th day of June, 2017, in the County of Nassau, State of New York, did knowingly act in a manner likely to be injurious to the physical, mental or moral welfare of a

child less than seventeen years old or directed or authorized such child to engage in an occupation involving a substantial risk of danger to life or health, to wit: John Doe.

Dated: September 24 2018  
Mineola, New York

MADELINE SINGAS

District Attorney

BY:

A handwritten signature in black ink, appearing to read 'Christine Guida', written over a horizontal line.

Christine Guida

Assistant District Attorney